

*A full and true Account of the whole Tryal, Examination, and Conviction of Dr. James Newton, who keeps the Mad House at Islington, for violently keeping and misusing of William Rogers, who lately kept the Crown-Tavern at Charing-Cross, by his Wife's Orders for several Weeks in his House, under the Notion of being Mad, when he was really in his right Senses, before the Rt. Worshipful Lord Chief Justice Parker, at the King's-Bench-Bar at Westminster, on Tuesday the 31st of May, 1715. With the manner of Dr. Newton's being committed to the King's-Bench Prison for the same.*

**W**HEREAS one Mr. William Rogers, but lately keeping the Crown-Tavern at Charing-Cross, living in good Credit and Reputation, and being worth 2000 Pounds, it was his Misfortune to have a Wife, who (whether for Love of another Person we shall not define) was so Barbarous and Base to him, as to have him put into a Mad-House, where he was detain'd for several Months in a very miserable, starving and deplorable Condition.

But now to proceed to the matter more particularly, a Tryal on this matter came on before the Rt. Honourable the Lord Chief Justice Parker at the King's-Bench-Bar at Westminster on Tuesday the 31st of May 1715, where Mr. William Rogers, the Prosecutor, depos'd against James Newton, Elizabeth Rogers his Wife, Thomas March and Thomas Lawson. to the matter above-mention'd, and that he was remov'd first to *Hammer-smith*, next to *Bushy* in *Middlesex*, being at times kept for above 14 Months in Mad-Houses, though he was in his right Senses, and all for being in a Passion with a Person, whom (like *Sampson*) he thought Plow'd with his Heifer. Farthermore he depos'd that he was not only by his Wife's Father drawn in to make a Settlement of 2000 Pounds to pay his Debts, to make him easie in behalf of his Wife's and Daughter's good, but they would oblige him to be put under a Salivation, which he was no sooner out of, but they put him under another, in which he was so much neglected, that his upper and under Jaws are so much Contracted, that he cannot open his Mouth, which puts him to a great Inconveniency in Eating, for his Meat (when he Eates) must be cut as small as Meat when Minc'd, to put betwixt his Teeth.

Again, this Deponent said Dr. March was a fly Dog, he did not like the Looks of him, but nevertheless he did set him up with a Sword, or else he could not buy one himself. When he was carried to Dr. Newton's, who keeps a Mad-House at *Islington*, he was there kept in a sort of a Dungeon, stript of what he had, and Iron'd and Chain'd down like a Malefactor.

Likewise, tho' his Wife pretended it was for his Good, why should then she and Dr. Newton not permit any Body, not even Relations, to see him? Why should he be deny'd the Use of Pen, Ink and Paper? Besides, had his Wife any Love for him, why should she permit her Husband to beg his Bread from Door to Door, and let him lie in a Hay-loft for a quarter of a Year together. Nevertheless such is the good Humour of this injur'd Man, that he has again taken his dear Wife, and allows her Mackrel every Day.

He very plainly prov'd the whole Case, and every Circumstance of it; and as for the Deed of Settlement impos'd on him, in his Illness, that was prov'd by one Mr. Robert Hughes. The next Deponent was Anne Mansfield, a Servant of Dr. Newton's, who affirm'd the bad Usage Mr. Rogers had un-

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der her Master; and being very well satisfy'd he was not Mad, she procur'd him Pen, Ink, and Paper, with which he writ a Letter, and carry'd it for him where it was directed, and by that means his Friends came and obtain'd his Liberty.

One Mr. *Thomas Webb*, depos'd also to his hard Usage, while under Confinement for a Mad-Man, though in his right Senses; but that he was so detain'd by his Wife, to the end she might have the more Liberty to make away with what he Husband Had. Mr. *Rogers's* Letter was sent to this Deponent, which was read in Court, and signify'd that he was at Dr. *Newton's* House at *Wood-Close* by *Clerkenwel*, where having been three quarters of a Year his Heart was almost broke, but desir'd him and his Friends to get him out of his Afflictions, for which favour he would be answerable, and their Charges, as soon as he was at Liberty. In fine the Contents of the Letter being all very sensible, quoth Mr. *Rogers* in Court, *My Lord, is this Letter Written like a Mad-Man.*

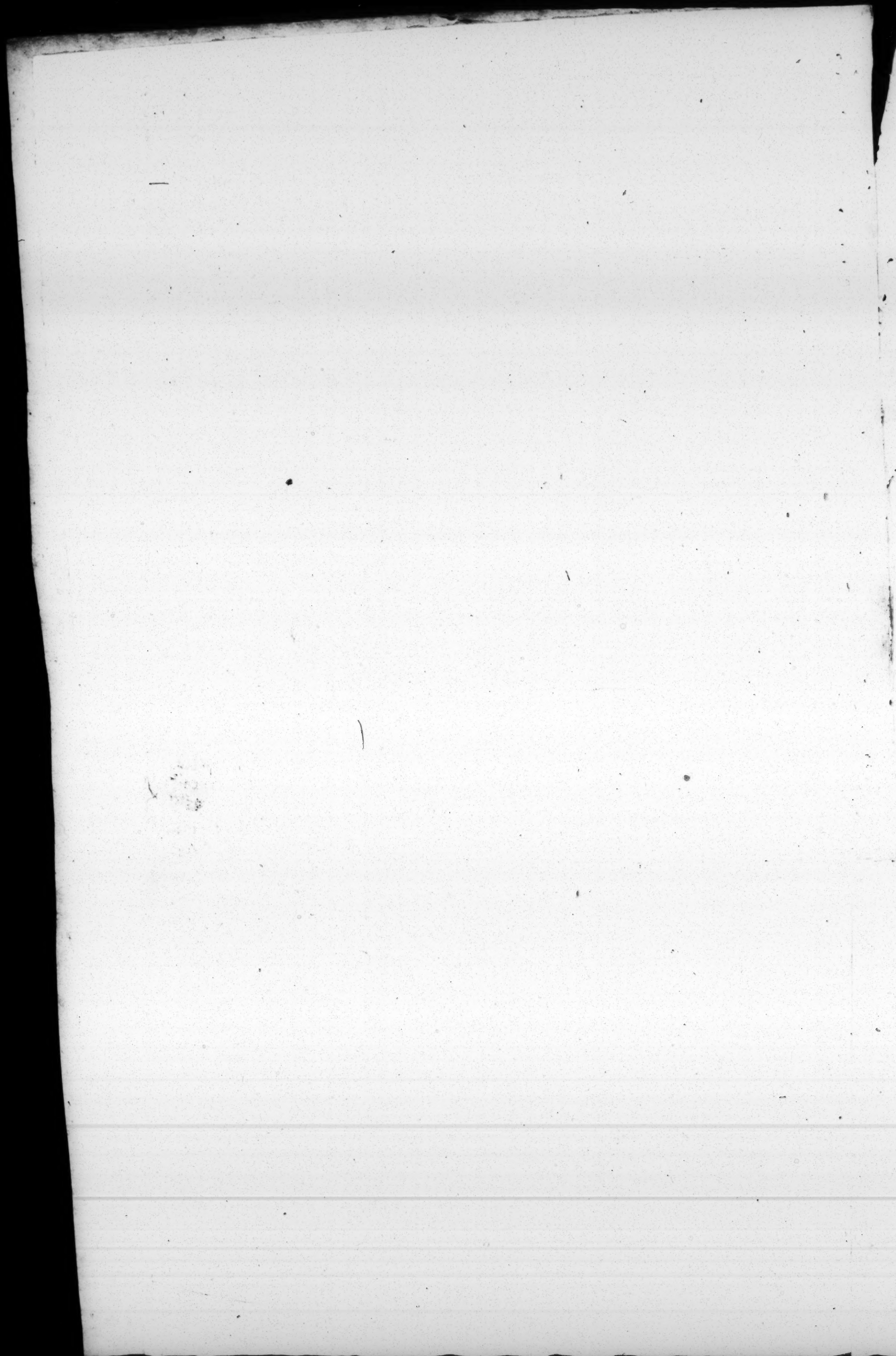
Likewise this *Nicholas Ockefield*, as did also one *Thomas Paine*, prove that Dr. *Newton* confess'd that Mr. *Rogers* was not Mad; and moreover that he deny'd having any such Person in his House, when they came to visit him. It was this *Ockefield* that fetch'd Mr. *Rogers* out of the Mad-House, and being in his Senses, then Dr. *Newton* said he was sent to be cur'd of a stinking Breath; and it was farther justify'd that Dr. *Newton* had receiv'd Eight Pounds of *Rogers's* Wife for punishing him after this inhuman manner. And here we are to take Notice, That when Mr. *Paine* had fetch'd Mr. *Rogers* out of the Mad-House, acquainting his Wife, Mrs. *Rogers*, therewith, she said to him, I don't thank you for your Pains.

When Mr. *Rogers* return'd home, he found all his Bonds gone; had but one Shirt, and found one *Gilbert* behind the Bar with his Wife. And *Webb* farther depos'd, That he saw Mr. *Rogers* Iron'd and Chain'd both Hand and Foot.

Then to prove the Prosecutor was deny'd at his own House by his Wife, who pretended he was in *Oxfordshire*, and sometimes in *Wiltshire*, this Matter was depos'd by Mr. *Isabella Figers*, and Mrs. *Martha Figers*; who finding Mr. *Rogers* at Dr. *Newton's* House, and telling Mrs. *Rogers* of it, she deny'd that he was there, and that it was a most notorious Lye; both these Depo-nents spoke positively in their Depositions, and gave none of the best Characters of one *Thomas Lawson*, a Pattin-maker, near *Charing-Cross*.

The Defendant, who had Sergeant *Darnal* and another for his Council, procur'd what Witnesses he could to extenuate his Crime, and one of which was *Hall* a Surgeon, who said that he might believe *Rogers* to be Mad in the height of his Salivation, as being not sensible of doing the common Offices of Nature; and he believ'd his Wife did handsomly by him, as keeping him when he was not well, at a House in the Country. The other Council alledg'd, That Mr. *Rogers* could not be forc'd away against his Will, as taking Coach at his own Door, which, if the Act had not been voluntary, he might have call'd out to his Neighbours, who would, without doubt, come to his Relief.

*Thomas March* they say did not appear in Court, and what was the occasion of Mr. *Rogers* having two Salivations impos'd upon him, - was having little sort of Scurf upon his Head, which also Mr. *Hall* pretended made him Mad; and if that was not sufficient Cause of a Salivation, it was urg'd gain that he had receiv'd a Hurt on his Finger for above a Year, which requir'd such an Operation. Farthermore, *Hall* depos'd, That Mr. *Rogers* must be Mad, as he thought, because he would beat the Nurse, put Fire to the Room; would in his extravagant Talking Blaspheme, Swear and Curse, in a most prodigious manner, and break the Windows; and coming out of



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of his Bed naked, whilst under a Salivation, he caught Cold, which was the reason of the Contraction of his Jaws

As for *Mary Smart*, she depos'd how nasty *Mr. Rogers* was in his Illness, as always belouling himself, and she made him clean. Moreover he gave her a violent Blow upon the Breast, which she feels to this Day; likewise that she could not defend herself against him, he was too strong for her, tho' but just out of a Salivation, under which he was carefully look'd after. Hereupon *Mr. Rogers* pull'd a piece of his Jaw-Bone out of his Pocket, which he shew'd to the whole Court, to signifie how carefully he was lookt after, when the Surgeon could not Salivate him no better, and therefore he lookt upon him to be no better than a Horse-Doctor.

This Deponment likewise Swore, That *Mr. Rogers* got out of his Bed one time in a great Passion, and taking a Poker in his Hand, he was so furious that he had like to have broken it in his Rage, which was an Attempt to kill *Dr. March*.

*Robert Hughes* depos'd, That *Mr. Rogers* would often break his Windows, run about the House stark Naked out of his Bed, and run a Poker in Peoples Faces very often.

Next, one *John Harvest* depos'd, That *Mr. Rogers* was always very disturbing to the Company; nevertheless in his good Humour, never complain'd of any ill Usage from his VVife; but at other times he was very humourfome, and of an ill Temper. And then one *Roberts* depos'd, That *Rogers* was always calling out of the VVindow, and shew'd all the symptoms of a Madman.

Next, one *Jackson* depos'd, That *Mr. Rogers* call'd to him one Day out of his VVindow; and going into his House, he was desir'd by *Mr. Rogers's* VVife to go up to see him, but he would not venture without somebody with him, and vvhhen he vvas up vvith *Mr. Rogers*, he found him in a very nasty Condition, and seem'd not Compos mentis, because he threaten'd to beat his VVife.

Then *Hugh Jones* was call'd, who said he was vvith *Mr. Rogers* at *Busby* in *Hertfordshire*, vvhere he look'd after him, and vvas oblig'd to take care of him, and not let him go out of doors for fear he should drovvn himself; but nevertheless he one day gave him liberty to go out, but *Mr. Rogers* return'd back vvithout doing any Violence to himself. This Deponent could give no good Character of himself, and so he vvas no more minded than others of the Defendant's Witnesses. Next one *Upbridge* vvas call'd, vvho being askt vvhat Distemper *Mr. Rogers* might ail, he very sensibly answer'd, that he vvas a great Svvearer, vvould often break the Chamber-pot, and for vvant of it Sh—t and P—s about the Room. Then *Ridgely* depos'd, That *Mr. Rogers* vvould most grievously Curse and Swear; and that if he vvas at any time deny'd at *Dr. Newton's*, vvvhich vvas by Order of his Wife, she did it upon no other Account than that she vvould not have her Husband expos'd.

Next *Jane Goodwyn* depos'd, vvho us'd to tye *Mr. Rogers's* Hands vvith her Garters, that he vvas a great Svvearer. So the Witnesses on both Sides being heard, the Lord Chief Justice gave the Charge to the Jury, That this Matter vvas a Conspiracy of ill Persons to defraud *Mr. Rogers*; and they accordingly found *James Newton*, *Thomas March*, and *Thomas Lawson* guilty of this Crime: and *Mr. Newton* being in Court, he vvas taken into Custody of a Tiptstaff, in order to be sent to the King Bench, and Judgment vvill be given against them the next Term.

